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14 Attorneys for Plaintiff  
CISCO SYSTEMS, INC.

16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA

18 CISCO SYSTEMS, INC.,

19 Plaintiff,

20 v.

21 TELECONFERENCE SYSTEMS, LLC and  
MARGALLA COMMUNICATIONS, INC.,

22 Defendants.  
23  
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Case No. C 09-01550 JSW (JCS)

STIPULATED REQUEST AND  
25 ~~PROPOSED~~ ORDER REGARDING  
26 SETTLEMENT CONFERENCE

Hon. Joseph C. Spero

1 WHEREFORE, the Court's August 24, 2009 Notice of Settlement Conference and  
2 Settlement Conference Order set a schedule for a settlement process (D.I. 53);

3 WHEREFORE, in the parallel action in the District of Delaware, *Teleconference Systems,*  
4 *LLC v. Procter & Gamble Pharmaceuticals, Inc. et al.*, C.A. No. 09-200 (JBS), currently pending  
5 before the court are Cisco Systems, Inc.'s motions to stay and to transfer venue to the Northern  
6 District of California and Teleconference Systems, LLC's motion for leave to amend its  
7 complaint to add Tandberg, Inc. as an additional party;

8 WHEREFORE, the Delaware court has scheduled a hearing on Cisco's pending motions  
9 in that action for October 26, 2009;

10 WHEREFORE, currently pending before this Court are Margalla Communications, Inc.'s  
11 Motion to Dismiss for Lack of Subject Matter Jurisdiction and Defendants' Motion to Dismiss,  
12 Stay or In the Alternative Transfer to the District of Delaware; and

13 WHEREFORE, the parties believe that it may be most convenient and productive for the  
14 Court and for the parties to extend the deadline for the settlement process to allow the parties  
15 sufficient time to consider the resolutions of the motions pending in both actions in advance of  
16 the Settlement Conference before this Court.

17 NOW THEREFORE IT IS HEREBY STIPULATED BETWEEN THE PARTIES that,  
18 subject to the Court's approval, Cisco shall respond and make a counter-proposal to Defendants'  
19 settlement proposal, in writing, with a copy to the Court, by October 16, 2009 and that the parties'  
20 principals will meet and confer, in person, regarding settlement by November 30, 2009. It is  
21 further stipulated that the Settlement Conference in this case shall be held on a date convenient  
22 for the Court in early 2010.

23  
24 Dated: October 14, 2009

THE SIMON LAW FIRM, P.C.

25 By: /s/ Timothy E. Grochocinski  
26 TIMOTHY E. GROCHOCINSKI  
teg@simonlawpc.com

27 Attorneys for Defendants  
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1 Dated: October 14, 2009

WEIL, GOTSHAL & MANGES LLP

2 By: /s/ Edward R. Reines  
3 EDWARD R. REINES  
edward.reines@weil.com

4 Attorneys for Plaintiff Cisco  
5 Systems, Inc.

6 **FILER'S ATTESTATION**

7 I, Edward R. Reines, am the ECF User whose ID and password are being used to file this  
8 Joint Stipulation. In compliance with General Order 45, paragraph X.B., I hereby attest that  
9 Timothy Grochocinski has concurred in this filing.  
10

11 Dated: October 14, 2009

WEIL, GOTSHAL & MANGES LLP

12  
13  
14 By: /s/ Edward R. Reines  
EDWARD R. REINES  
edward.reines@weil.com

15 Attorneys for Plaintiff Cisco  
16 Systems, Inc.

1 **~~PROPOSED~~ ORDER**

2 Pursuant to the Stipulation above, Cisco shall respond and make a counter-proposal to  
3 Defendants' settlement proposal, in writing, with a copy to the Court, by October 16, 2009, and  
4 the parties' principals will meet and confer, in person, regarding settlement by November 30,  
5 2009. It is further ordered that the Settlement Conference in this case shall be held on  
6 January 11, 2010, at \_\_\_\_\_, in Courtroom A, 15th Floor, Federal Building, 450  
7 Golden Gate Avenue, San Francisco, California.

8  
9 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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11 DATED: October 15, 2009

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14 JOSEPH C. SPERO  
15 UNITED STATES MAGISTRATE JUDGE  
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